

**Legal Notice
(Seal)
Town of Reading**

To the Inhabitants of the Town of Reading:

Please take notice that the Board of Selectmen of the Town of Reading will hold a public hearing on August 20, 2013 in the Selectmen's Meeting Room, 16 Lowell Street, Reading, Massachusetts on:

- ✕ • Adopt Updated Traffic Rules and Regulations 7:30 p.m.
- Adopt Policy Establishing an Ad Hoc Zoning Advisory Committee 8:15 p.m.

Copies of the proposed documents regarding these topics are available in the Town Manager's office, 16 Lowell Street, Reading, MA, M-W-Thurs from 7:30 a.m. - 5:30 p.m., Tues from 7:30 a.m. - 7:00 p.m. and is attached to the hearing notice on the website at www.readingma.gov

All interested parties are invited to attend the hearing, or may submit their comments in writing or by email prior to 6:00 p.m. on August 20, 2013 to townmanager@ci.reading.ma.us

By order of
Robert W. LeLacheur
Town Manager

To the Chronicle: Please publish on August 13, 2013

Send the bill and tear sheet to: Town Manager, 16 Lowell Street, Reading, MA 01867

Police Dept. & PTTTF Traffic & Parking Regulation Project
—Board of Selectmen Briefing Package—

I. Relevant Statutes & Bylaws

A. Code of MA Regulations

1. 527 CMR 10.03.10: 10: State regulation promulgated by the Department of Fire Services' Board of Fire Prevention Regulations, which grants the local Fire Chief the authority to require 18' fire lanes when necessary and creates a burden on the property owner to maintain them in properly signed and marked condition.¹ Note, the localized details of how the Town manages the requirements of this regulation are included in Article 8.3 of the Town's General Bylaws.

B. MA General Laws²

1. MGL 40-22: Vehicles bearing disabled veteran plates, handicapped plates and handicapped placards are statutorily exempt from overtime parking penalties.
2. MGL 85-2: Grants municipalities the authority to post signage and enumerates specific caveats and requirements. For example, municipalities must obtain approval from MassDOT for Heavy Vehicle Exclusion. Another example, municipalities must conform to the MUTCD or MassDOT can remove signage without notice or, in the extreme, withhold Chapter 90 money until fixed.
3. MGL 89-9: Case law requires police to cite one-way violations under 85-2 and reference Article 8.1
4. MGL 90-1: Provides consistent definition and statutory reference for the term "trailer"
5. MGL 90-17: Establishes the "reasonable and proper" clause for speeding based on road conditions
6. MGL 90-18: Requires municipalities to obtain approval from MassDOT for speeds higher or lower than 30MPH for thickly settled areas (all of Reading) and establishes speed on RTE28 at 40MPH via the "any other way" clause

C. Town's General Bylaws

1. Article 8: Establishes various public order regulations, which include a broad range of topics such as: snow removal, silly string, road obstructions, parades, driveway permits, some concerning duplication on the topic of fire lanes, distributing leaflets, news racks, animal control, firearms, marijuana, constructions hours, etc.

II. Definitions & Terms Changes

A. Additions

1. Downtown Business District
2. Fire Lane, Holiday
3. Recreation Equipment

B. Deletions

1. Business District
2. Senior Van

C. Modifications

1. Trailer

III. Regulatory & Policy Changes

A. Additions

1. Includes listings for 74 private and semi-private ways which are regulated
2. Recordkeeping duties are assigned to the Town Clerk, consistent with existing bylaw procedures
3. Non-substantive numbering and formatting changes are allowed
4. Clarifies penalty and fine amounts to readers *in the document* rather than on their *parking tickets*
5. Requires regulations to be posted online and printed (in amended form) annual by the Town Clerk
6. Provides reference to Article 8 of the General Bylaws regarding fire lanes

B. Deletions

1. Former reserved parking space for the senior van at the Atlantic is removed (Appendix A-1a).

C. Modifications

1. Combines separate school zone Do Not Enter regulations into one for consistent timing

¹ Regulation available online at: <http://www.lawlib.state.ma.us/source/mass/cmr/cmrtxt/527CMR10.pdf>

² All MGL's discussed herein are available online at (search required): <http://www.malegislature.gov/Laws/GeneralLaws/Search>

IV. Changes to the Applicability of Regulations

A. Additions

Adds the following in Article 12 to reflect signage, which was vetted through PTTTF as appropriate and for which the PTTF believes was previously passed, but where there is no paperwork to support. Current, these are signed accordingly and included in the re-adoption document:

1. STOP SIGN at Bear Hill/Summer
2. STOP SIGN at Bolton/Ash
3. NO PARKING for the first 50' from Main on northerly side of Forest Glen
4. RESIDENT PERMIT REQUIRED for the easterly side of Fulton
5. NO PARKING on the easterly side of High from Woburn to Mt. Vernon
6. DO NOT ENTER Hillside from Waverly
7. RESIDENT PERMIT REQUIRED on westerly side of Linden from Haven to #25
8. NO PARKING on westerly side of Linden from #25 to Woburn
9. Reference to 720 CMR 9.03(2) included for NO PARKING on Lowell except marked spaces
10. Reference to 720 CMR 9.03(2) included for NO PARKING on RTE28 whatsoever
11. STOP SIGN at Mill/Main
12. LEFT TURN ONLY from lefthand lane on New Crossing onto Walkers Brook
13. STOP SIGN at Pond Meadow/New Crossing
14. STOP SIGN at Rustic/Beaver
15. Reference to 720 CMR 9.03(2) included for NO PARKING on Salem except marked spaces
16. STOP SIGN at Scotland/Summer
17. STOP SIGN at Van Norden/Forest
18. NO TURN ON RED from Willow onto Lowell
19. STOP SIGN at Winslow/West
20. NO LEFT TURN from General Way onto Walkers Brook Drive
21. Again, includes listings for 74 Private Ways categorized as "public access" and "no public access"
22. STOP SIGN at Zachary/Dividence

B. Deletions

1. HEAVY VEHICLE EXCLUSION on Bancroft
2. HEAVY VEHICLE EXCLUSION on Grove³
3. NO PARKING on southerly side of Hillside from Oakland to Waverly⁴
4. Duplicative occurrence of the NO LEFT TURN from Hopkins onto Main; one instance to remain
5. HEAVY VEHICLE EXCLUSION on Prescott
6. HEAVY VEHICLE EXCLUSION on Summer⁵
7. HEAVY VEHICLE EXCLUSION on Village⁶

C. Modifications:

1. Make sure to cover the DNE school zone signage Hancock, Temple (both items)

IV. Formatting Changes

A. Overview

1. The major formatting change is that the alphabetical street listing in the new document replaces the "section-and-appendix" reference system of the old document. The alphabetical street listing improves reader understanding, recordkeeping procedures, enforcement standards and signage requirements. In short, the new document is much easier to read and understand.

³ Currently there is signage in place, but there was never even a regulation passed. No record indicating how it was ever posted.

⁴ Prior Board had given the Town Manager discretion in creating parking regulations during the construction of the new RMHS building under former Article 5.16.

⁵ Due to the proximity to Joshua Eaton and Parker, the Town may wish to reapply for the exclusion in the future.

⁶ Due to the poor turning radii at Green and Pleasant, the Town may wish to reapply for the exclusion in the future.